

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s) : O. SCHREY
Serial No. : 10/560,494
Filed : DECEMBER 12, 2005
Title : DEVICE FOR DETECTING ELECTROMAGNETIC
RADIATION
Examiner : P. LEE
Art Unit : 2878
Customer No.: 24498

PETITION TO COMMISSIONER UNDER 37 C.F.R. 1.183(A) TO CORRECT
INVENTORSHIP

Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

1. On December 12, 2005, Applicants transmitted a two page declaration and oath which was duly executed to the United States Patent Office listing four (4) inventors:

Olaf Schrey
Ralf Jeremias
Werner Brockherde
Bedrich Hosticks

2. On the filing receipt mailed on March 17, 2006, the filing receipt did not list the inventor "Bedrich Hosticks". Apparently, Bedrich is the only inventor listed on the second page.

3. Applicants therefore request that although a correct declaration was filed with the United States and Patent Office, apparently one of the inventors was apparently omitted by the person responsible for the entering in of bibliographic information at the United States Patent Office as the second page of the declaration was apparently missed by that person.

4. Applicants therefore respectfully petition the Commissioner to correct this mistake and add "Bedrich Hosticks" as an inventor to this application.

5. Please any fees owed in connection for this petition to Deposit Account 07-0832.

6. In the alternative (if this petition is not sufficient for the Commissioner to grant), the Applicants request that this petition be reviewed by a Primary Examiner as to accord this petition treatment under 37 C.F.R. 1.48(a).

7. If this necessary, the Applicants then request that the Primary Examiner used the declaration on file as the declaration to be considered.

8. The Applicants then request that this petition operate under 37 C.F.R. 1.183(a) as a request for the Commissioner to waive the requirement that the omission of the inventor was done without deceptive intent because the declaration, as executed is correct.

9. The Assignee also requests that the Commissioner waive the requirement for the assignee to recite that the omission of the inventor was done without deceptive intent because the declaration, as executed, is correct.

10. Please charge any fees for this petition, in the alternative, to Deposit Account 07-0832.

11. In the alternative (if this application issues as a patent as this petition is pending), the Applicants request that this petition be considered under 37 C.F.R.

1.183(a) as a request to correct inventorship under 35 U.S.C. 256. Applicants request a waiver of the statements of “no deceptive intent” on the part of the inventors or the assignee, as the declaration was properly executed and delivered to the United States Patent Office at the time of filing this application.

12. Please charge any fees owed in connection with this petition, in the alternative, to Deposit Account 07-0832.

Respectfully submitted,

/Joel M. Fogelson/

By: Joel M. Fogelson

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